

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

GASTON CORNU-LABAT,

Plaintiff,

v.

MEHDI MERRED, an individual, and
ERIC BAKKE and THOMAS CLARK,
individually and in their
official capacities as police
officers, and the CITY OF
QUINCY, WASHINGTON, a Washington
Municipal Corporation and
political subdivision of the
State of Washington,

Defendants.

NO. CV-11-0080-EFS

**ORDER DENYING THE REMAINDER
OF DEFENDANT MERRED'S MOTION
FOR SUMMARY JUDGMENT**

On March 27, 2012, the Court 1) granted summary judgment in Defendant Mehdi Merred's favor and dismissed all of Plaintiff Dr. Gaston Cornu-Labat's claims against him and 2) held in abeyance Mr. Merred's request that the Court require Dr. Cornu-Labat to pay his reasonable attorney fees and costs under RCW 4.24.510, pending notice from Mr. Merred as to whether he wished to continue to pursue this request. ECF No. [44](#). On April 2, 2012, Mr. Merred advised the Court that he wishes to pursue this request. ECF No. [46](#). Accordingly, as the Court indicated in its March 27, 2012 Order, the Court grants Dr. Cornu-Labat the opportunity to conduct discovery relating to Mr. Merred's good faith,

1 including his knowledge and intent relating to the scope of the TRO and
2 the purpose of his statements to the government agencies.

3 Therefore, **IT IS HEREBY ORDERED:** The remainder of Defendant
4 Merred's Motion for Summary Judgment, **ECF No. 23**, is **DENIED with leave**
5 **to renew** following discovery.

6 **IT IS SO ORDERED.** The District Court Executive is directed to enter
7 this Order and provide copies to counsel.

8 **DATED** this 3rd day of April 2012.

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10 s/Edward F. Shea
11 EDWARD F. SHEA
12 United States District Judge

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